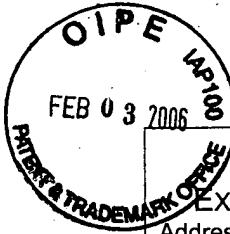


02-0606

RCE 2006



<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b> Address to: MAIL STOP RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<i>Application Number</i>	<b>10/658,919</b>
	<i>Filing Date</i>	<b>September 10, 2003</b>
	<i>First Named Inventor</i>	<b>John Grassi et al.</b>
	<i>Art Unit</i>	<b>1725</b>
	<i>Examiner</i>	<b>Ing Hour Lin</b>
	<i>Attorney Docket No.</i>	<b>GISZ 2 00033</b>

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

**1. Submission required under 37 CFR 1.114**

- a.  Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.
  - i.  Consider the arguments in the Appeal Brief or Reply Brief filed on
  - ii.  Other.
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement, PTO-Form 1449 and references
  - iv.  Other Copy of Declaration Under 37 C.F.R. § 1.132 of Dr. J. Fred Major and Copy of Declaration Under 37 C.F.R. § 1.132 of John Campbell.

**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b.  Applicant(s) hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a **one-month extension of time** to respond to the outstanding Office Action. The \$60.00 small entity extension of time fee is authorized to be charged to a credit card. The appropriate form PTO-2038 is enclosed for this purpose. **If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.**
- c.  Other \_\_\_\_\_

3. Fees (The RCE fee under 37 CFR 1.114(e) is required by 37 CFR 1.114 when the RCE is filed.)

Claims As Filed, Less Any Claims Canceled By above-indicated Amendment(s)

(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT LESS HIGHEST NUMBER PREVIOUSLY PAID FOR	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(c))	42 - 42 =	0	x \$50	= \$0.00
INDEPENDENT CLAIMS (37 CFR 1.16(b))	4 - 4 =	0	x \$200	= \$0.00
MULTIPLE DEPENDENT CLAIMS (IF APPLICABLE) (37 CFR 1.16(d))		ANY -- 0	x \$360	= \$0.00
APPLICATION SIZE FEE (FOR APPLICATION THAT EXCEEDS 100 SHEETS, FEE FOR EACH GROUP OF 50 ADDITIONAL SHEETS)	0 GROUP(S)		x \$250	= \$0.00
	BASIC RCE FEE (37 CFR 1.16(a))			\$395.00
	TOTAL SMALL ENTITY FEE =			\$395.00

Payment for the filing of this Request for Continued Examination, any appropriate extension of time fees (and if applicable, the search and examination fees) are authorized to be charged to a Credit Card. The appropriate form PTO-2038 is enclosed for this purpose. **If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.**

Respectfully submitted,  
FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

February 3, 2006

Date

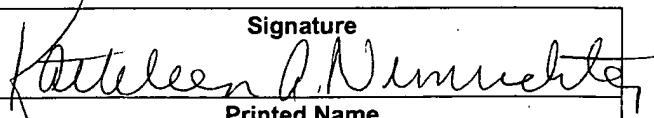
  
\_\_\_\_\_  
Jay F. Moldovanyi, Reg. No. 29,678  
1100 Superior Avenue, Seventh Floor  
Cleveland, OH 44114-2579  
216-861-5582

**CERTIFICATE OF MAILING**

I certify that this Request for Continued Examination (RCE) Transmittal and accompanying documents are being

deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8 and addressed to:  
MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 and addressed to: MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Express Mail Label No.:	Signature
EV 690737190 US	 _____ Printed Name
Date	
February 3, 2006	Kathleen A. Nimrichter